

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

----- X
 1 DAVID ATLEE PHILLIPS, :
 2 : :
 3 : : : :
 4 : : : : CIVIL ACTION NO. 81-1407
 5 : : : : JUDGE RICHEY
 6 : : : :
 7 : : : :
 8 : : : :
 9 : : : :
 10 : : : :
 11 : : : :
 12 : : : :
 13 : : : :
 14 : : : :
 15 : : : :
 16 : : : :
 17 : : : :
 18 : : : :
 19 : : : :
 20 : : : :
 21 : : : :
 22 : : : :

----- X
 7 DAVID ATLEE PHILLIPS, :
 8 : : : :
 9 : : : : CIVIL ACTION NO. 81-2578
 10 : : : : JUDGE JACKSON
 11 : : : :
 12 : : : :
 13 : : : :
 14 : : : :
 15 : : : :
 16 : : : :
 17 : : : :
 18 : : : :
 19 : : : :
 20 : : : :
 21 : : : :
 22 : : : :

WASHINGTON, D. C.

THURSDAY, MARCH 31, 1983

DEPOSITION OF

DAVID ATLEE PHILLIPS

THE PLAINTIFF, WAS RECALLED FOR FURTHER EXAMINATION BY COUNSEL
 FOR THE DEFENDANTS, PURSUANT TO RECESS, TAKEN AT THE LAW
 OFFICES OF BIERBOWER & BIERBOWER, 1875 EYE STREET, N. W.,

GAGLIARDI REPORTING COMPANY
 1348 Chetworth Court
 Alexandria, VA 22314
 836-8223

1 SUITE 1275, WASHINGTON, D. C., BEGINNING AT 9:30 A.M.,
2 BEFORE JUDITH R. GAGLIARDI, A NOTARY PUBLIC IN AND FOR THE
3 DISTRICT OF COLUMBIA, WHEN WERE PRESENT ON BEHALF OF THE
4 RESPECTIVE PARTIES:

5 FOR THE PLAINTIFF:

6 MARK BIERBOWER, ESQUIRE
7 BIERBOWER & BIERBOWER
8 1875 EYE STREET, N. W.
9 SUITE 1275
10 WASHINGTON, D. C. 20006

11 FOR THE DEFENDANTS:

12 MELVIN L. WULF, ESQUIRE
13 BELDOCK, LEVINE & HOFFMAN
14 565 FIFTH AVENUE
15 NEW YORK, NEW YORK 10017

16 ALSO PRESENT:

17 LEE S. STRICKLAND, ESQUIRE
18 SPECIAL ASSISTANT, U.S. ATTORNEY
19 U.S. COURTHOUSE
20 THIRD & CONSTITUTION AVENUE, N. W.
21 WASHINGTON, D. C. 20001

22 LAUNIE ZIEBELL, ESQUIRE
ASSOCIATE GENERAL COUNSEL
CHIEF, LITIGATION DIVISION
CENTRAL INTELLIGENCE AGENCY
WASHINGTON, D. C. 20505

LOUIS WOLF

- 1 A I THINK I RECALL THAT HE DID, YES.
- 2 Q BUT YOU DON'T THINK THAT THAT WAS THE RESULT OF HIS
3 OVERHEARING YOUR CONVERSATION WITH WILSON?
- 4 A NO, I DON'T THINK SO.
- 5 Q DID YOU EVER ASK HIM WHAT THE SOURCE OF THAT
6 SPECULATION WAS?
- 7 A NO, I DID NOT.
- 8 Q NOT INTERESTED IN THAT?
- 9 A I DON'T RECALL ASKING HIM.
- 10 Q MIGHT YOU HAVE ASKED HIM?
- 11 A I MIGHT HAVE.
- 12 Q WHERE IS O'LEARY NOW, STILL LIVING IN WASHINGTON?
- 13 A YES, SIR.
- 14 Q STILL EMPLOYED AS A NEWSPAPER REPORTER?
- 15 A YES, SIR.
- 16 Q HOW OLD A GENTLEMAN IS HE?
- 17 A ABOUT, I WOULD GUESS, 62, SOMETHING.
- 18 Q IN GOOD HEALTH?
- 19 A IN POOR HEALTH.
- 20 Q WHAT IS THE PROBLEM WITH HIS HEALTH?
- 21 A HE HAS HAD TWO OR THREE MASSIVE HEART ATTACKS AND
22 BYPASS SURGERY, AND HE HAS HAD SOME REAL HEART PROBLEMS.

1 Q ARE YOU STILL FRIENDS WITH HIM?

2 A I HAVEN'T SEEN HIM IN SOME TIME, BUT I STILL CON-
3 sider him a very good friend.

4 Q WHEN DID YOU SEE HIM LAST?

5 A OCTOBER OF 1982.

6 Q WHAT WAS THE OCCASION?

7 A ANNUAL CONVENTION OF THE ASSOCIATION OF FORMER
8 INTELLIGENCE OFFICERS.

9 Q DID YOU DISCUSS THESE CASES WITH HIM?

10 A NO, I DID NOT.

11 Q HAVE YOU DISCUSSED THE LETELIER ASSASSINATION WITH
12 ANY OTHER MEMBER OF THE PRESS? I DEFINE THAT AS BEING
13 INFINITE IN SCOPE, ELECTRONIC, PRINT, MAGAZINES, WHATEVER.

14 A I HAVE NEVER, IN DEALING WITH ANY MEMBER OF THE
15 PRESS SINCE THIS OCCURRED, INITIATED A CONVERSATION ABOUT THE
16 LETELIER ASSASSINATION. DURING MY CONVERSATIONS WITH NEWS
17 PEOPLE DURING THAT PERIOD, ON MORE THAN ONE INSTANCE I SEEM
18 TO RECALL THAT PEOPLE ASKED ME WHAT I THOUGHT ABOUT IT. THIS
19 WAS DURING A PERIOD WHEN I WAS THE MEDIA SPOKESMAN FOR THE
20 ASSOCIATION OF FORMER INTELLIGENCE OFFICERS AND, CONSEQUENTLY,
21 I SPOKE TO MANY, MANY, MANY NEWSPAPER PEOPLE.

22 Q THAT WAS YOUR PURPOSE, RIGHT, TO BE A SPOKESMAN FOR